

REMARKS:

In response to the Examiner's restriction requirement by Office Action mailed October 12, 2006, Applicant elect claims 8-14, or Invention II as defined by the Examiner, with traverse. However, reconsideration of the restriction requirement is respectfully requested in light of the remarks herein.

As an initial matter, the Examiner requested any documents in public use on or before June 15, 2002 pertaining to the claimed subject matter. There were no documents or other publications in public use on or before June 15, 2002. The provisional application was personally drafted by Applicant using power point software. It was neither drafted nor used as a formal presentation.

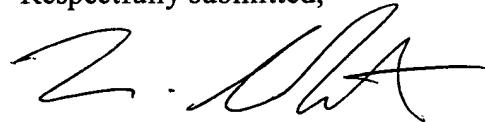
With respect to the restriction requirement, the Examiner asserts that claims 1-7 (Invention I) are patentably distinct from claims 8-14 (Invention II). Specifically, the Examiner states that Inventions I and II are related as subcombinations, and that subcombination I has separate utility to subcombination II.

There are two criteria for a proper requirement for restriction between patentably distinct inventions: 1) The inventions must be independent or distinct as claimed; and 2) There must be a serious burden on the examiner if restriction is required. *MPEP 803.01*. Although the inventions, as defined by the Examiner, are classified in separate subclasses, both are classified in Class 705. Similar if not identical searches would likely be conducted for both inventions. Therefore, it will be inefficient to prosecute these claims separately. Applicant submits that examination of all claims 1-14 would not be a serious burden on the Examiner, and therefore respectfully requests withdrawal of the restriction requirement.

In light of the above, Applicant traverses the restriction requirement, and respectfully request withdrawal of same. Notwithstanding the traverse, Applicant elects Invention II, comprising claims 8-14.

It is believed that no fee is due for this submission. Should that determination be incorrect, then please debit Account 50-0548 and notify the undersigned.

Respectfully submitted,



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